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2 **SCHLESINGER CONRAD LAW FIRM**

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8 *Pro Hac Vice*

9 *Attorney for Defendants*

10 *Sandra Gallagher Lewis*

11 *And David Vincent Lewis*

12

13 IN THE UNITED STATES DISTRICT COURT

14

15 SOUTHERN DISTRICT OF TEXAS

16 MISSION TRADING COMPANY, 17 INC.,	)	CASE NO.: 4:16-CV-03368
18 v. 19	)	DEFENDANT AND COUNTERCLAIMANTS' OBJECTION TO PLAINTIFF'S AND THIRD-PARTY DEFENDANT'S REPRESENTATION OF NO OPPOSITION AS REPRESENTED IN DOCKETS 184 AND 185 [Pertaining to Dkt 181 and 182] [Hon. Gray H. Miller; Magistrate Nancy K Johnson]
20	)	SANDRA GALLAGHER LEWIS, individually; DAVID VINCENT LEWIS, individually;
21	)	Counterclaimants,
22	)	MISSION TRADING COMPANY, INC., a California corporation; SAMEER AND JANE/JOHN DOE
23	)	MISSON, a married couple a married couple and fictitiously named spouse; DOES 1-100, inclusive;
24	)	Counterdefendants.
25	)	

26 Defendants and Counterclaimants object to Plaintiff's and Sameer Misson's  
27 representation of no opposition to Docket Nos. 181 and 182, as represented in Docket 184  
28 and 185 filed this date. Local Rule 7.3 and 7.4 for United State District Court for the



1 Southern District of Texas make it clear that a response to the pleadings filed by Sameer  
2 Misson is due before submission to the Court which is 21 days from date the motion is  
3 filed. Specifically, the relevant sections state:

4 LR7.3 Submission. Opposed motions will be submitted to the  
5 judge 21 days from filing without notice from the clerk and  
6 without appearance by counsel. (Amended by General Order  
7 2009-17, effective December 1, 2009).

8 LR7.4 Responses. Failure to respond will be taken as a  
9 representation of no opposition. Responses to motions

10 A. Must be filed by the submission day;  
11 B. Must be written;  
12 C. Must include or be accompanied by authority; and  
13 D. Must be accompanied by a separate form of order denying  
14 the relief sought.

15 As reflected in the docket, and acknowledged by opposing party, the motions were  
16 filed by Sameer Misson on June 22, 2018. The submission date is 21 days after that or  
17 July 13, 2018. There is no good faith basis in law or fact for the submissions asserting no  
18 opposition, and in fact an opposition will be filed.

19  
20 Dated: July 9, 2018

**SCHLESINGER CONRAD LAW FIRM**

21  
22 BY: Kira A. Schlesinger  
23 Attorneys of Record for Defendants,  
24 Counterclaimants and Third Party Plaintiffs  
25 David and Sandra Lewis

26 E-Filed, and served, via ECF on July 9, 2018, as follows:

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32 *Attorney for Plaintiff/Counterdefendants*  
33 *Mission Trading Company, Inc. and Sameer Misson*